

|   |   |                      |                      |
|---|---|----------------------|----------------------|
| <b>DECLARATION FOR UTILITY<br/>PATENT APPLICATION<br/>(37 C.F.R. 1.63)</b>    |   | Attorney Docket No.  | M913.12-0006         |
|   |   | First Named Inventor | Lon S. Weiner et al. |
|   |   | COMPLETE IF KNOWN    |                      |
| <input checked="" type="checkbox"/> Declaration Submitted with Initial Filing | Declaration Submitted after Initial Filing (Surcharge (37 C.F.R. 1.16(e)) Required) | Application Number   |                      |
|   |   | Filing Date          |                      |
|   |   | Group Art Unit       |                      |
|   |   | Examiner Name        |                      |

As a below named inventor, I hereby declare that my residence, post office address, and citizenship are as stated below.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:  
OUTRIGGER FOR BONE FIXATOR

the specification of which:

☒ is attached hereto OR

was filed on as United States Application Number or PCT International Application Number and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Certified Copy Attached?<br>Yes No |
|-------------------------------------|---------|----------------------------------|------------------------------------|
|                                     |         |                                  |                                    |

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) |
|-----------------------|--------------------------|
|                       |                          |


I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. Parent Application or PCT Parent Number | Parent Filing Date<br>(MM/DD/YYYY) | Parent Patent Number<br>(if applicable) |
|--|------------------------------------|---|
| 10/160,470                                   | May 30, 2002                       |   |

DIRECT ALL CORRESPONDENCE TO:

|                 |                     |
|-----------------|---------------------|
| Customer Number | 00164               |
| Attention       | Jeffrey D. Shewchuk |
| Telephone       | (612) 339-1863      |
| Fax             | (612) 339-6580      |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|  |  |
|--|--|
| <b>Sole or First Inventor:</b>         |  |
| Given Name (First and middle (if any)) | Family Name or Surname   |
| Lon S.                                 | Weiner   |
| Inventor's signature                   |  Date: 8/8/02 |
| Residence                              | Rumson, New Jersey Citizenship: U.S.A.   |
| Mailing Address                        | 7 Waterway Road  |
| City, State, Country                   | Rumson, New Jersey   |

|  |   |
|--|---|
| <b>Second Inventor:</b>                |   |
| Given Name (First and middle (if any)) | Family Name or Surname                              |
| Thomas                                 | Coull   |
| Inventor's signature                   | Date:   |
| Residence                              | Rancho Palos Verdes, California Citizenship: U.S.A. |
| Mailing Address                        | 49 Santa Catalina                                   |
| City, State, Country                   | Rancho Palos Verdes, California 90275               |

|  |                                    |   |
|--|------------------------------------|---|
| U.S. Parent Application or PCT Parent Number | Parent Filing Date<br>(MM/DD/YYYY) | Parent Patent Number<br>(if applicable) |
| 10/160,470                                   | May 30, 2002                       |   |

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|  |  |
|--|--|
| <b>Sole or First Inventor:</b>         |  |
| Given Name (First and middle (if any)) | Family Name or Surname                 |
| Lon S.                                 | Weiner                                 |
| Inventor's signature                   | Date:                                  |
| Residence                              | Rumson, New Jersey Citizenship: U.S.A. |
| Mailing Address                        | 7 Waterway Road                        |
| City, State, Country                   | Rumson, New Jersey                     |

|  |   |
|--|---|
| <b>Second Inventor:</b>                |   |
| Given Name (First and middle (if any)) | Family Name or Surname                              |
| Thomas                                 | Coull   |
| Inventor's signature                   | Date: Aug 5, 2002                                   |
| Residence                              | Rancho Palos Verdes, California Citizenship: U.S.A. |
| Mailing Address                        | 49 Santa Catalina                                   |
| City, State, Country                   | Rancho Palos Verdes, California 90275               |



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

RECEIVED

DEC 03 2002

KINNEY & LANGE, P.A.

Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
www.uspto.gov

NOVEMBER 27, 2002

KINNEY & LANGE, P.A.  
JEFFREY D. SHEWCHUK  
312 SOUTH THIRD STREET  
MINNEAPOLIS, MINNESOTA 55415-1002



\*102219586A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 09/03/2002

REEL/FRAME: 013267/0752  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

WEINER, LON S.

DOC DATE: 08/12/2002

ASSIGNOR:

COULL, THOMAS

DOC DATE: 08/06/2002

ASSIGNEE:

MILLENNIUM MEDICAL TECHNOLOGIES,  
INC.  
460 ST. MICHAELS DRIVE  
SANTA FE, NEW MEXICO 87505

SERIAL NUMBER: 10233897  
PATENT NUMBER:

FILING DATE: 09/03/2002  
ISSUE DATE:

ALLYSON PURNELL, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

09-12-2002

# PATENT RECORD COVER SHEET



102219586

Docket No.: M913.12-0006

J1017 U.S. PTO

10/233897

09/03/02

To the Commissioner for Patents: Please record the attached original document or copy thereof.

## 1. Name of conveying party(ies):

- (1) Lon S. Weiner  
(2) Thomas Coull  
(3)

09/03/02

Additional name(s) of conveying party(ies) attached? [ ] Yes [X] No

## 2. Name and address of receiving party(ies):

Name: Millennium Medical Technologies, Inc.

Internal Address: \_\_\_\_\_

Street Address: 460 St. Michaels DriveCity: Santa Fe, State: New Mexico ZIP 87505

## 3. Nature of Conveyance:

- [X] Assignment [ ] Merger [ ] Security Agreement  
[ ] Change of Name [ ] Other \_\_\_\_\_

Execution Date: August 12, 2002, August 6, 2002

Additional name(s) &amp; address(es) attached? [ ] Yes [X] No

## 4A. Application No.(s)

If this document is being filed together with a new application, the execution date(s) of the application is: August 8, 2002, August 5, 2002

Additional numbers attached? [ ] Yes [X] No

10/233897

## 4B. Patent No.(s)

Additional numbers attached? [ ] Yes [ ] No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Jeffrey D. ShewchukStreet Address: Kinney & Lange, P.A.,312 South Third StreetCity: Minneapolis State: MN ZIP 55415-1002

## 6. Total number of applications and patents involved: [1]

7. Total fee (37 C.F.R. 3.41):.....\$ 40.00

DO NOT USE THIS SPACE

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Jeffrey D. Shewchuk

September 3, 2002  
Date

Total number of pages including cover sheet, attachments and document: [3]

09/12/2002 6TOM11 00000004 10233897

01 FC:581

40.00 OP

# ASSIGNMENT

Attorney Docket No.

M913.12-0006

First Named Inventor : Lon S. Weiner et al.

Title : Outrigger For Bone Fixator

WHEREAS, We, Lon S. Weiner, of Rumson, New Jersey, U.S.A., and Thomas Coull, of Rancho Palos Verdes, California, U.S.A., have invented certain new and useful improvements as described in an application entitled Outrigger For Bone Fixator for Letters Patent of the United States, the application having been executed on even date herewith, and/or being identifiable in the United States Patent and Trademark Office by Application No. \_\_\_\_\_, filed \_\_\_\_\_; and


WHEREAS, Millennium Medical Technologies, Inc., a corporation organized and existing under the laws of the State of New Mexico, and having offices at 460 St. Michaels Drive, Santa Fe, New Mexico 87505, ("Assignee") is desirous of acquiring the entire right, title and interest in and to the invention, the application, and any and all Letters Patent or similar legal protection, foreign or domestic, to be obtained therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, I transfer to Assignee, its successors and assigns, my entire right, title and interest in and to the invention, the above-identified application, corresponding domestic and foreign applications, all Letters Patent or similar legal protection issuing thereon, and all rights and benefits under any applicable treaty or convention; and I authorize the Commissioner of Patents and Trademarks of the United States or foreign equivalent thereof to issue the Letters Patent or similar legal protection to the Assignee.

I authorize the Assignee, its successors and assigns, to insert in this instrument the filing date and application number of the application when ascertained.


I authorize the Assignee, its successors and assigns, or anyone it may properly designate, to apply for Letters Patent or similar legal protection, in its own name if desired, in any and all foreign countries.

I represent to the Assignee, its successors and assigns, that I have not and shall not execute any writing or do any act whatsoever conflicting with this Assignment. I, my executors or administrators, will at any time upon request, without additional consideration, but at the expense of the Assignee, its successors and assigns, execute such additional writings and do such additional acts as the Assignee, its successors and assigns, may deem desirable to perfect its enjoyment of this grant, and render all assistance in making application for and obtaining, maintaining, and enforcing the Letters Patent or similar legal protection on the invention in any and all countries.

  
Lon S. Weiner

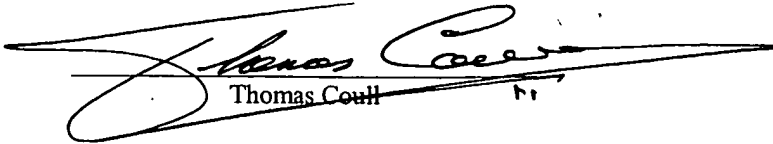
STATE OF NEW YORK )  
COUNTY OF NY ) ss.

Subscribed and sworn to before me, a Notary Public, this 12 day of August, 2002.

  
Notary Public

(SEAL)

DONNA DESBERG  
Notary Public, State of New York  
No. 31-4793024  
Qualified in New York County  
Commission Expires June 30, 2003

  
Thomas Coull

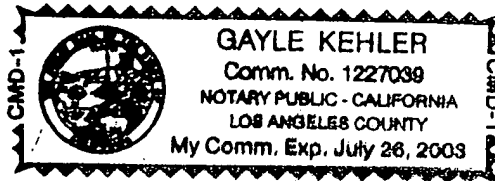
STATE OF CALIFORNIA

COUNTY OF Los Angeles ) ss.

Subscribed and sworn to before me, a Notary Public, this 6 day of AUGUST, 2002.

  
Notary Public

(SEAL)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|  |                              |
|--|------------------------------|
| First Named<br>Inventor : Lon S. Weiner et al.<br>Appln. No. :<br>Filed :<br>Title : Outrigger For Bone Fixator<br>Docket No. : M913.12-0006 | Group Art Unit:<br>Examiner: |
|--|------------------------------|

**SUBMISSION UNDER 37 C.F.R. 3.73(b)**


Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Millennium Medical Technologies, Inc., a New Mexico corporation, is an owner of the patent application identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_, Frame \_\_, or a copy of which is attached.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature:   
Fred Kolb

Date: 8-2-02

Title: President



# ASSIGNMENT

Attorney Docket No.

M913.12-0006

First Named Inventor : Lon S. Weiner et al.

Title : Outrigger For Bone Fixator

WHEREAS, We, Lon S. Weiner, of Rumson, New Jersey, U.S.A., and Thomas Coull, of Rancho Palos Verdes, California, U.S.A., have invented certain new and useful improvements as described in an application entitled Outrigger For Bone Fixator for Letters Patent of the United States, the application having been executed on even date herewith, and/or being identifiable in the United States Patent and Trademark Office by Application No. \_\_\_\_\_, filed \_\_\_\_\_; and

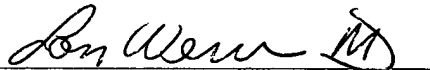
WHEREAS, Millennium Medical Technologies, Inc., a corporation organized and existing under the laws of the State of New Mexico, and having offices at 460 St. Michaels Drive, Santa Fe, New Mexico 87505, ("Assignee") is desirous of acquiring the entire right, title and interest in and to the invention, the application, and any and all Letters Patent or similar legal protection, foreign or domestic, to be obtained therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, I transfer to Assignee, its successors and assigns, my entire right, title and interest in and to the invention, the above-identified application, corresponding domestic and foreign applications, all Letters Patent or similar legal protection issuing thereon, and all rights and benefits under any applicable treaty or convention; and I authorize the Commissioner of Patents and Trademarks of the United States or foreign equivalent thereof to issue the Letters Patent or similar legal protection to the Assignee.

I authorize the Assignee, its successors and assigns, to insert in this instrument the filing date and application number of the application when ascertained.


I authorize the Assignee, its successors and assigns, or anyone it may properly designate, to apply for Letters Patent or similar legal protection, in its own name if desired, in any and all foreign countries.

I represent to the Assignee, its successors and assigns, that I have not and shall not execute any writing or do any act whatsoever conflicting with this Assignment. I, my executors or administrators, will at any time upon request, without additional consideration, but at the expense of the Assignee, its successors and assigns, execute such additional writings and do such additional acts as the Assignee, its successors and assigns, may deem desirable to perfect its enjoyment of this grant, and render all assistance in making application for and obtaining, maintaining, and enforcing the Letters Patent or similar legal protection on the invention in any and all countries.

  
Lon S. Weiner

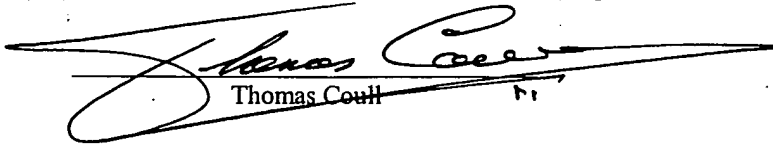
STATE OF NEW YORK )  
COUNTY OF NY ) ss.

Subscribed and sworn to before me, a Notary Public, this 12 day of August, 2002.

  
Notary Public

(SEAL)


DONNA DESBERG  
Notary Public, State of New York  
No. 31-4793024  
Qualified in New York County  
Commission Expires June 30, 2003

  
Thomas Coull

STATE OF CALIFORNIA

COUNTY OF Los Angeles ) ss.

Subscribed and sworn to before me, a Notary Public, this 6 day of AUGUST, 2002.

  
Notary Public

(SEAL)



# POWER OF ATTORNEY

Attorney Docket No.

M913.12-0006

First Named Inventor : Lon S. Weiner et al.

Title : OUTRIGGER FOR BONE FIXATOR

In the patent application:

X identified above (and submitted to the Patent and Trademark Office herewith).

— filed on \_\_\_\_\_ as Application No. \_\_\_\_\_.

I appoint the attorneys and agents associated with Customer Number 00164 to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution and revocation.


I ratify all prior actions taken by Kinney & Lange, P.A. or the attorneys and agents mentioned above in connection with the prosecution of the above-mentioned patent application.

I authorize Kinney & Lange, P.A. to mark the appropriate space above and to insert the filing date and application number of the application, as appropriate.

I authorize the attorneys and agents named herein to accept and follow instructions from \_ as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the attorneys and agents and the undersigned. In the event of a change in the persons from whom instructions may be taken, the attorneys and agents named herein will be so notified by the undersigned.

Please address all correspondence and telephone calls to Customer Number 00164, attention Jeffrey D. Shewchuk, Telephone (612) 339-1863, Fax (612) 339-6580.

Millennium Medical Technologies, Inc.

Signature:   
Fred Kolb

Dated: 8-2-02

Title: President